

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Karl FRAUHAMMER et al.**
International Application No. : **PCT/DE03/08151**
International Filing Date : **June 4, 2005**
U.S. Serial No. : **10/528,322**
For : **CHUK**

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO MISSING REQUIREMENTS
UNDER 35 U.S.C. 371

SIR :

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) (mailed November 2, 2005), Applicants submit herewith a fully executed Declaration, in order to complete the filing requirements for the U.S. national phase of the above-identified PCT application. The application filed in the Patent Office is the application which the inventors executed by signing the Declaration and Power of Attorney. A copy of the Notification of Missing Requirements is enclosed.

The Office is authorized to charge the \$130.00 fee to cover the surcharge for late filing of the Declaration and any additional fees to Deposit Account No. 11-0600.

The Office is also hereby authorized to charge Deposit Account No. 11-0600 with any additional fees required by this paper or credit any overpayment. An additional copy of this letter is enclosed for this purpose.

Respectfully submitted,
KENYON & KENYON

Date:

12/28/05

01/04/2006 GFREY1 00000034 110600 10528322
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Gerard A. Messina, Reg. No. 35,952
One Broadway
New York, NY 10004
Tel: (212) 425-7200
Fax: (212) 425-5288



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
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 Alexandria, Virginia 22313-1450
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/528,322	Karl Frauhammer	10191/4004
INTERNATIONAL APPLICATION NO.		
PCT/DE03/01851		
I.A. FILING DATE	PRIORITY DATE	
06/04/2003	09/18/2002	
CONFIRMATION NO. 6768		
371 FORMALITIES LETTER		
 *OC000000017351655*		

Date Mailed: 11/02/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 03/18/2005
- English Translation of the IA filed on 03/18/2005
- Copy of the International Search Report filed on 03/18/2005
- Preliminary Amendments filed on 03/18/2005
- Information Disclosure Statements filed on 03/18/2005
- Oath or Declaration filed on 03/18/2005
- Request for Immediate Examination filed on 03/18/2005
- U.S. Basic National Fees filed on 03/18/2005
- Substitute Specification filed on 03/18/2005
- Priority Documents filed on 03/18/2005
- Specification filed on 03/18/2005
- Claims filed on 03/18/2005
- Abstracts filed on 03/18/2005
- Drawings filed on 03/18/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130 Surcharge.**

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5).

*A copy of this notice **MUST** be returned with the response.*

TAMALA D HOLLAND

Telephone: (703) 308-9140 EXT 209

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/528,322	PCT/DE03/01851	10191/4004

FORM PCT/DO/EO/905 (371 Formalities Notice)